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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 JOHN MEGGS,

9 Plaintiff,

10 v.

11 MRC I FUNDING CORPORATION,

12 Defendant.
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Case No. 2:14-CV-01192-KJD-GWF

ORDER

14 Presently before the Court is Defendant's Motion to Dismiss (#17) filed September 19, 2014.
15 On September 29, 2014, Plaintiff filed his first amended complaint in compliance with Federal Rule
16 of Civil Procedure 15(a)(1)(B) which allows a party to amend a complaint once as a matter of course
17 within twenty-one (21) days of the filing of a motion under Rule 12(b). Defendant filed an answer to
18 the amended complaint on October 17, 2014.

19 Accordingly, IT IS HEREBY ORDERED that Defendant's Motion to Dismiss (#17) is
20 **DENIED as moot.**

21 DATED this 31st day of October 2014.
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25 Kent J. Dawson
26 United States District Judge